

A DECLARATORY RESOLUTION confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3426 Wells Street, Fort Wayne, Indiana 46808 (Edy's Grand Ice Cream).

WHEREAS, Common Council has previously designated by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Division 6, Article II, Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana, of 1974, as amended and I. C. 6-1.1-12.1., to wit:

Situated in the State of Indiana, County of Allen and City of Ft. Wayne;

Tract 1: The North 400 feet of Lot "B" on the plat of Romy's Out Lots in Sections numbered 26 and 35 in Washington Township, according to the plat recorded in Plat Book 1, on page 73, of the Plat Books of said Allen County, excepting therefrom a strip of land of a uniform width of 50 feet off the East end of said Lot "B".

Tract 2: A strip of land of a uniform width of 50 feet off of the East end of Lot "B" in Romy's Out Lots in Section 26, Township 31 North, Range 12 East, containing approximately .52 of an acre, being the same parcel of land which was deeded by Charles Mesing and wife to The Toledo and Chicago Interurban Railway company, which deed was recorded November 27, 1905, in Deed Record 186, page 434, of the Deed Records of said Allen County.

said property more commonly known as 3426 Wells Street, Fort Wayne, Indiana 46808.

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution;

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I. C. 5-3-1 and a public hearing has been conducted on said Resolution;

WHEREAS, if said Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, the Fort Wayne Redevelopment Commission has adopted a Resolution approving the designation.

PAGE TWO

1 NOW, THEREFORE, BE IT RESLOVED BY THE COMMON COUNCIL OF
2 THE CITY OF FORT WAYNE, INDIANA:

3 SECTION 1. That, the Resolution previously designating
4 the above described property an "Economic Revitalization Area"
5 is confirmed in all respects.

6 SECTION 2. That, the hereinabove described property is
7 hereby declared an "Economic Revitalization Area" pursuant to
8 I.C. 6.1.1-12.1, said designation to begin on the effective
9 date of this Resolution and continue for a one (1) year
10 period. Said designation shall terminate at the end of that
11 one (1) year period.

12 SECTION 3. That, said designation of the hereinabove
13 described property as an "Economic Revitalization Area" shall
14 apply to both a deduction of the assessed value of real estate
15 and personal property for new manufacturing equipment.

16 SECTION 4. That the estimate of the number of
17 individuals that will be employed or whose employment will be
18 retained and the estimate of the annual salaries of those
19 individuals and the estimate of the value of the redevelopment
20 or rehabilitation and the estimate of the value of the new
21 manufacturing equipment, all contained in Petitioner's
22 Statement of Benefits, are benefits that can be reasonably
23 expected to result from the proposed described redevelopment
24 or rehabilitation and from the installation of the new
25 manufacturing equipment.

26 SECTION 5. The current year approximate tax rates for
27 taxing units within the City would be:

28 (a) If the proposed development does not occur, the
29 approximate current year tax rates for this site
30 would be \$6.3914/\$100.

31 (b) If the proposed development does occur and no
32 deduction is granted, the approximate current year
tax rate for the site would be \$6.3914/\$100 (the
change would be negligible).

1 (c) If the proposed development occurs, and a
2 deduction percentage of fifty percent (50%) is
3 assumed, the approximate current year tax rate for
4 the site would be \$6.3914/\$100 (the change would
5 be negligible).

6 (d) If the proposed new manufacturing equipment is not
7 installed, the approximate current year tax rates
8 for this site would be \$6.3914/\$100.

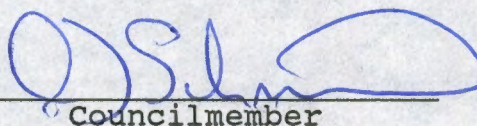
9 (e) If the proposed new manufacturing equipment is
10 installed and no deduction is granted, the
11 approximate current year tax rate for the site
12 would be \$6.3914/\$100 (the change would be
13 negligible).

14 (f) If the proposed new manufacturing equipment is
15 installed, and a deduction percentage of eighty
16 percent (80%) is assumed, the approximate current
17 year tax rate for the site would be \$6.3914/\$100
18 (the change would be negligible).

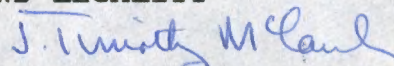
19 SECTION 6. Pursuant to I.C. 6-1.1-12.1, it is hereby
20 determined that the deduction from the assessed value of the
21 real property shall be for a period of ten (10) years, and
22 that the deduction from the assessed value of the new
23 manufacturing equipment shall be for a period of five (5)
24 years.

25 SECTION 7. The benefits described in the Petitioner's
26 Statement of Benefits can be reasonably expected to result
27 from the project and are sufficient to justify the applicable
28 deduction.

29 SECTION 8. That this Resolution shall be in full force
30 and effect from and after its passage and any and all
31 necessary approval by the Mayor.

32 
Councilmember

APPROVED AS TO FORM
AND LEGALITY


J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Redd, seconded by Redd, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, the 28th, day of June, 1988, at 7:00 o'clock P.M., E.S.T.

DATED: 6-14-88

Madge E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Redd, seconded by Redd, and duly adopted, placed on its passage. ~~PASSED~~ ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>7</u>	<u>0</u>		<u>2</u>
BRADBURY	<u>✓</u>			
BURNS	<u>✓</u>			
GIAQUINTA	<u>✓</u>			
HENRY				<u>✓</u>
LONG	<u>✓</u>			
REDD	<u>✓</u>			
SCHMIDT	<u>✓</u>			
STIER				<u>✓</u>
TALARICO	<u>✓</u>			

DATED: 6-28-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. R-30-88

on the 28th day of June, 1988,

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL Don J. Schmitter
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 29th day of June, 1988, at the hour of 11:00 o'clock 4.M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 1st day of July, 1988, at the hour of 2:30 o'clock P.M., E.S.T.

Paul Helmke
PAUL HELMKE, MAYOR

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE CONFIRMING RESOLUTION

Q-88-06-07

DEPARTMENT REQUESTING ORDINANCE ECONOMIC DEVELOPMENT

SYNOPSIS OF ORDINANCE CONFIRMING RESOLUTION APPROVING APPLICATION OF

EDY'S GRAND ICE CREAM FOR TAX ABATEMENT FOR THE CONSTRUCTION OF A NEW

COLD STORAGE WAREHOUSE APPROXIMATELY 20,000 sq. ft. in size. ALSO A

COMPLETE NEW PRODUCTION LINE FOR THE MANUFACTURE OF A NEW FROZEN DAIRY

DESSERT.

EFFECT OF PASSAGE ALLOWS THE TAX ABATEMENT AND THE CONSTRUCTION OF A

NEW COLD STORAGE WAREHOUSE AND NEW EQUIPMENT INSTALLED.

EFFECT OF NON-PASSAGE OPPOSITE OF ABOVE

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) \$4,888,500

ASSIGNED TO COMMITTEE (PRESIDENT) _____

Hand
6-28-88

BILL NO. R-88-06-09

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) confirming the
designation of an "Economic Revitalization Area" under I.C.
6-1.1-12.1 for property commonly known as 3426 Wells Street,
Fort Wayne, Indiana 46808 (Edy's Grand Ice Cream)

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

YES

NO

[Signature of Donald J. Schmidt]

DONALD J. SCHMIDT
CHAIRMAN

[Signature of Charles B. Redd]

CHARLES B. REDD
VICE CHAIRMAN

[Signature of Samuel J. Talarico]

SAMUEL J. TALARICO

JAMES S. STIER

[Signature of Janet G. Bradbury]

JANET G. BRADBURY

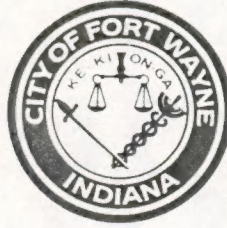
CONCURRED IN

6-28-88

[Signature of Sandra E. Kennedy]

Sandra E. Kennedy
City Clerk

All America City



Most Livable City

THE CITY OF FORT WAYNE

June 15, 1988

Ms. Cynthia Wilkins
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Wilkins:

Please give the attached full coverage on the date of June 18, 1988, in both the News Sentinel and Journal Gazette.

RE: Legal for Common Council
of Fort Wayne, IN

Bill No. G-87-10-11
Dedicated right-of-way

Bill No. R-88-06-08 & R-88-06-09
Declaratory Resolution

Please send us 4 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 2

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-88-06-08 AND R-88-06-09)

Notice is hereby given that the Common Council of the City
of Fort Wayne, Indiana, approved a Resolution on 6-14-88,
date
designating property at 3426 Wells Street, Fort Wayne, Indiana
46808 (Edy's Grand Ice Cream)

an Economic Revitalization Area. A description of the affected area
can be inspected in the County Assessor's Office.

Common Council will conduct a public hearing on whether
the above described resolution should be confirmed, modified and
confirmed or rescinded on Tuesday, June 28, 1988, 7:00 P.M.,
date, time & place
Room 128 Common Council Conference Room, City-County Bldg. One
Main Street, Fort Wayne, IN

If confirmed, said designation shall continue for one (1) year after
confirmation.

All interested persons are invited to attend and be heard
at the public hearing.



Sandra E. Kennedy
City Clerk

Ft. Wayne Common Council
(Governmental Unit)

Allen County, Indiana

To: The News-Sentinel Dr.
P.O. Box 100
Fort Wayne, IN

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

5

Body -- number of lines

17

Tail -- number of lines

2

Total number of lines in notice

24

COMPUTATION OF CHARGES

24 lines, 1 columns wide equals 24 equivalent lines
at .330 cents per line

\$ 7.92

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

2.00

TOTAL AMOUNT OF CLAIM

\$ 9.92

DATA FOR COMPUTING COST

Width of single column 12.5 ems
Number of insertions 1
Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Trudy Sterling

Date: June 18, 19 88

Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)
) ss:
Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Trudy Sterling who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for one time, the dates of publication being as follows:

6/18/88

Trudy Sterling

Subscribed and sworn to before me this 18th day of June, 19 88.

Shelley R. LaRue

Shelley R. LaRue Notary Public

My commission expires: March 3, 1990

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL
(RESOLUTIONS NO. R-88-06-08
AND R-88-06-09)
Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a Resolution on 6-14-88, designating property at 3426 Wells Street, Fort Wayne, Indiana, 46808 (Edy's Grand Ice Cream) and Economic Revitalization Area. A description of the affected area can be inspected in the County Assessor's Office.
Common Council will conduct a public hearing on whether the above described resolution should be confirmed, modified and confirmed or rescinded on Tuesday, June 28, 1988, 7:00 P.M., Room 126 Common Council Conference Room, City-County Bldg. One Main Street, Fort Wayne, IN. If confirmed, said designation shall continue for one (1) year after confirmation.
All interested persons are invited to attend and be heard at the public hearing.
Sandra E. Kennedy
City Clerk

Fort Wayne Common Council
(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100Fort Wayne, INAllen County, Indiana

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Notary Public

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City Clerk